

Town of Northport

Select Board Meeting

March 27, 2023 @ 6:04 pm

Chair: Shelly Patten

Vice Chair: Jeanine Tucker

Municipal Officer: Breanna Pinkham Bebb

Town Administrator: James Kossuth

Finance Director: Vicki Eugley

Town Clerk: Amy Eldridge

Road Commissioner: Amon Morse

NVC Representative: Jeffrey Wilt

Present: Shelly Patten, Jeanine Tucker, Breanna Pinkham Bebb, James Kossuth, Vicki Eugley, Amy Eldridge, Amon Morse, Amon Morse Jr., Wayne Ely, Rebecca Patterson, Bobby Patterson, Jeffrey Wilt.

Citizen Concerns: David Munson, re Priest Road/ Flanders Road intersection - Kossuth reported on the property that David Munson was interested in purchasing. After researching deeds back to the earliest dates available at the Waldo County Registry of Deeds and speaking to Town Attorney Bill Kelley. Kossuth reported that he could find no evidence that the part of Priest Road near the intersection with Flanders Road has ever been taken as a Town way. The Town has an easement because of the length of the use of that road, but the Town has no obligation for maintaining the road. The easement is based on continual use, so the public would still have access to it, even if someone purchased the land and maintained the road themselves. Kossuth will contact Mr. Munson to discuss his request and the Town's determination.

Bid opening: Winter Sand – The Town received bids from Frank Feener and Wellman Paving for Winter Sand to review.

Tucker motioned to accept the bid from Frank Feener for \$22,500.00 for Winter Sand. Seconded by Patten, Board voted 3-0. Motion passed.

Town Office Plowing – The Town received bids from Morse & Son, James Knight, Driftwood Property and Wayne's Landscaping for Plowing/Sanding of Town Office, Fire Stations, Transfer Station & School to review.

Pinkham Bebb motioned to accepted James Knight's bid for \$ 59,400.00 for October 2023 to April 2026, to plow parking lot for the Town office, transfer station, fire stations, and school. Seconded by Tucker, Board voted 3-0. Motion passed.

Road Plowing/Sanding – The Board received one bid from MOPA Plowing and Sanding for Winter Road Maintenance (plowing/sanding) for 2023-2026.

Patten motioned to accept MOPA Plowing and Sanding's bid for Winter Road Maintenance (plowing & sanding) for \$499,920.00 from 2023-2026. Seconded by Tucker, Board voted 3-0. Motion passed.

Northport Village Corporation (NVC): Wilt reported the Village is working on the budget for 2023-2024. He also suggested having Scott Munroe, Harbor Master, speak to Jim Coughlin about storing the "no wake" buoys down in the Village, rather than buying a shed for them.

Road Commissioner: Kossuth reported the cost for catch basin cleaning, available through the Midcoast Council of Governments (MCOG) cooperative bidding process. Morse expressed his interest in this and

other services that the Town may receive through the cooperative bid process. The Town may join the (MCOG) for this and other reasons.

Morse reported he has the radar speed sign that he will place on Bayside Road around the area of Bayside Store. He also has been watching the dirt roads in Town, which are holding up well, and will lift the heavy loads signs when appropriate.

Tucker stated she would like to have “no parking” signs put up on the front corner of The Hoot to promote safe parking at the intersection of Bayside Road and Route 1. Morse will install “no parking from here to corner” signs, to assist motorists with safe parking.

FY24 Road Work plan: Morse provided the Board with the Northport Road Plan for 2024. He explained the roads that are his first priority and estimated cost, as well as his second priority roads and the cost. Morse feels the paving costs may still be high which could affect his figures.

Town Administrator:

Proposed revisions to Administrative Ordinance: Kossuth provided the proposed Administrative Ordinance revisions to the Board for review and discussion. (see Appendix A for changes) The Board agreed with the revisions and asked Kossuth to schedule a public hearing for them.

MMA Legislative Policy Committee update: Kossuth reported the MMA Legislative Policy Committee met last week and there was a lot of good discussion. The committee went over multiple bills, including a proposed tax on “mega yachts”, and spoke about how the Legislature has reviewed 2300 bills so far this year.

Spring clean-up: Kossuth asked if the Board wanted to have another clean-up this year. The first week of May was suggested. Kossuth will work on a plan and provide updates.

Minutes: Kossuth provided the Board with minutes from March 13, 2023 and March 20, 2023 for review. The Board approved the minutes with corrections.

Town Clerk: Nothing at this time.

Finance Director: Eugley provided the Payroll & Accounts Payable warrants to the Board for review and signature. The Board approved the Payroll & Accounts Payable warrants.

Fidelity and Vanguard resolutions: Eugley provided the Board with the resolutions for Fidelity and Vanguard to review and discuss (See Appendix B). The Board wishes to open accounts with Fidelity and Vanguard. Pinkham Bebb would like to know what the cost would be to open accounts with each company. Discussion was had about sweep accounts. The funds in sweep accounts would be FDIC insured. Pinkham Bebb would prefer to have sweep accounts. Eugley will contact The First to transfer the Town accounts into a sweep account.

Pinkham Bebb motioned to adopt the resolutions for Fidelity and Vanguard. Seconded by Tucker, Board voted 3-0. Motion passed.

Old Business: None at this time.

New Business: Kossuth reported a suggestion was provided to him about having the Annual Town Meeting in Ruggles Park. After further discussion, the Town appreciates the suggestion but determined the Annual Town Meeting would remain at the Edna Drinkwater School.

Under motion of Patten, seconded by Tucker, the board voted 3-0 to enter Executive Session at 7:47 pm, pursuant to 1 M.R.S.A. § 405(6)(A), for discussion or consideration of the employment, appointment, assignment, duties, promotion, demotion, compensation, evaluation, disciplining, resignation or dismissal of a public official. Motion passed.

Under motion of Patten, seconded by Tucker, the Board voted 3-0 to return to regular session at 8:09 pm. Motion passed.

No action taken.

Adjourn: *Pinkham Bebb* motioned to adjourn the meeting at 8:10 pm, seconded by Patten. Board voted 3-0, motion passed.

Respectfully submitted by,

Amy Eldridge

Appendix A

Summary of Changes to Administrative Ordinance

Sections 2.01(A) and 3.02(C) – allows the date of the Town election to float and, in years with a state primary in June, be held on the same day as the primary. Currently, in years with a state primary in June, the Town holds two elections in the span of less than two weeks. Combining the elections will save time and money.

Section 3.04(D) – amends the current ordinance to follow state law on teleconference and videoconference meetings

Section 3.08(C) – removes the requirement that all Select Board correspondence and emails be printed automatically and kept at Town Office. Select Board correspondence remains a public record and is available upon request, in accordance with state public records law.

Section 4.05(A) – modifies the relationship between the Fire Department and the Town and who sets wages for the Chief and firefighters.

Throughout:

- “Board of Selectmen” replaced with “Select Board,” “Selectman” replaced with “Municipal Officer,” and “Overseers of the Poor” replaced with “Board of Overseers,” in accordance with state law.
- Internal cross-references corrected.
- References to state law (M.R.S.A.) made uniform.
- Typographical errors corrected.

12. Resolutions

Certified Copy of Certain Resolutions Adopted by the Governing Body of the Business Whereby the Establishment and Maintenance of Trading Accounts Have Been Authorized

RESOLVED:

FIRST: That the individual(s) listed on this application hereby are authorized and empowered, for and on behalf of this Business (herein called the "Business"), to establish, maintain, and act on this account (which may be a margin account), and each of them hereby is authorized and empowered for and on behalf of this Business, with Fidelity Brokerage Services LLC and its affiliates (collectively "Fidelity") for the purpose of purchasing, investing in, or otherwise acquiring, selling (including short sales), possessing, transferring, exchanging, or otherwise disposing of, or turning to account of, or realizing upon, and generally dealing in and with any and all forms of securities including, but not by way of limitation, shares, stocks, bonds, debentures, notes, scrip, participation certificates, rights to subscribe, options, warrants, certificates of deposit, mortgages, evidences of indebtedness, commercial paper, certificates of indebtedness and certificates of interest of any and every kind and nature whatsoever, secured or unsecured, whether represented by trust, participating and/or other certificates, or otherwise.

The fullest authority at all times with respect to any such commitment or with respect to any transaction deemed by any of the said officers and/or agents to be proper in connection therewith is hereby conferred, including authority (without limiting the generality of the foregoing) to give instructions (whether oral, written, electronic, or otherwise) to Fidelity with respect to said transactions; to borrow money and securities and to borrow such money and securities from or through Fidelity, and to secure repayment thereof with the property of the Business; to bind and obligate the Business to and for the carrying out of any contract, arrangement, or transaction that shall be entered into by any such officer and/or agent for and on behalf of the Business with or through Fidelity; to pay by checks and/or drafts drawn upon the funds of the Business such sums as may be necessary in

connection with any of the said accounts; to deliver securities and contracts to Fidelity; to deliver securities to and deposit funds with Fidelity; to order the transfer or delivery of securities to any other person whatsoever, and/or to order the transfer of record of any securities, to any name selected by any of the said officers or agents; to affix the corporate seal to any documents or securities to any name selected by any of the said officers or agents; to affix the corporate seal to any documents or agreements, or otherwise; to endorse any securities and/or contracts in order to pass title thereto; to direct the sale or exercise of any rights with respect to any securities; to sign for the Business all releases, powers of attorney, and/or other documents in connection with any such account, and to agree to any terms or conditions to control any such account; to direct Fidelity to surrender any securities to the proper agent or party for the purpose of effecting any exchange or conversion, or for the purpose of deposit with any protective or similar committee, or otherwise; to accept delivery of any securities; to appoint any other person or persons to do any and all things that any of the said officers and/or agents are hereby empowered to do, and generally to do and take all action necessary in connection with the account, or considered desirable by such officer and/or agent with respect thereto.

SECOND: That Fidelity may deal with any and all of the persons directly or indirectly empowered by the foregoing resolution, as though they were dealing with the Business directly.

THIRD: That the officers of the Business be and hereby are authorized, empowered, and if requested by Fidelity, directed to certify:

- (a) a true copy of these resolutions;
- (b) specimen signatures of each and every person by these resolutions empowered;
- (c) a certificate (which, if required by Fidelity, shall be supported by an opinion of the general counsel of the Business, or

other counsel satisfactory to Fidelity) that the Business is duly organized and existing, that its operating documents empower it to transact the business by these resolutions defined, and that no limitation has been imposed upon such powers.

FOURTH: That Fidelity may rely upon any certification given in accordance with these resolutions, as continuing fully effective unless and until Fidelity shall receive due written notice of a change in or the rescission of the authority so evidenced and the dispatch or receipt of any other form of notice shall not constitute a waiver of this provision, nor shall the fact that any person hereby empowered ceases to be an officer of the Business or becomes an officer under some other title in any way affect the powers hereby conferred. The failure to supply any specimen signature shall not invalidate any transaction if the transaction is in accordance with authority actually granted.

FIFTH: That in the event of any change in the office or powers of persons hereby empowered, the officers of the Business shall certify such changes to Fidelity in writing in the manner herein above provided, which notification, when received, shall be adequate both to terminate the powers of the persons theretofore authorized, and to empower the persons thereby substituted.

SIXTH: That the foregoing resolutions and the certificates actually furnished to Fidelity by the Business pursuant thereto be and hereby are made irrevocable until written notice of the revocation thereof shall have been received by Fidelity.

SEVENTH: That the Business and its officers indemnify and hold Fidelity harmless from any claim, loss, expense, or other liability for effecting any transactions and acting upon any instructions given by the officers of the Business.